

CEMETERY PRESERVATION FUND

KENTUCKY REVISED STATUTES

67.680 County cemetery board.

(1) A county acting under authority of this section may by ordinance create a county cemetery board that may apply to the Governor's Office for Local Development for grants to restore and maintain nonprofit cemeteries that do not receive perpetual care funds pursuant to KRS 367.952.

(2) The county cemetery boards shall meet three (3) times annually in space provided by the fiscal court and shall have five (5) volunteer members with no more than three (3) representing the same political party. Members shall be appointed by the county judge/executive with approval of the fiscal court, shall have lived in the county for at least one (1) year prior to appointment, and shall have demonstrated an interest in cemetery preservation, genealogy, local history, or a related area.

Effective: June 26, 2007

History: Amended 2007 Ky. Acts ch. 47, sec. 54, effective June 26, 2007. -- Created 2002 Ky. Acts ch. 276, sec. 3, effective July 15, 2002.

Legislative Research Commission Note (7/15/2002). Under the authority of KRS 7.136, the Reviser of Statutes has corrected a clearly erroneous statutory reference in subsection (1) of this section as enacted in 2002 Ky. Acts ch. 276, sec. 3, by changing "KRS 367.962" to "KRS 367.952."

67.682 County cemetery fund -- Administrative regulations relating to county cemetery board.

(1) The Governor's Office for Local Development shall establish a county cemetery fund to receive appropriations, gifts, grants, federal funds, revolving funds, and any other funds from public and private sources.

(a) Moneys deposited in the fund shall be disbursed by the State Treasurer and any unallocated or unencumbered balances in the fund shall be invested as provided in KRS 42.500(9).

(b) Income earned from investment, including unallotted or unencumbered balances in the fund, shall not lapse, shall be returned to the Governor's Office for Local Development, and may be redistributed to other counties.

(2) The Governor's Office for Local Development shall promulgate administrative regulations related to responsibilities of the boards, grant appropriation amounts and eligible expenditures, application and reporting procedures, accountability criteria for grant recipients, and other issues of importance to the board's operation.

Effective: June 26, 2007

History: Amended 2007 Ky. Acts ch. 47, sec. 55, effective June 26, 2007. -- Created 2002 Ky. Acts ch. 276, sec. 4, effective July 15, 2002.

For more information:

<http://www.dlg.ky.gov/grants/stategrants/kcpf.htm>

Department for Local Government ▪ Office of State Grants
1024 Capital Center Drive, Suite 340 ▪ Frankfort, Kentucky 40601
800-346-5606 ▪ 502-573-0175 (fax)

KENTUCKY ADMINISTRATIVE REGULATIONS

109 KAR 4:020. Implementation of fund.

RELATES TO: KRS 67.680, 67.682, 381.697

STATUTORY AUTHORITY: KRS 67.682

NECESSITY, FUNCTION, AND CONFORMITY: KRS 67.682 mandates that the Department for Local Government promulgate administrative regulations governing county cemetery boards and creating and administering a Commonwealth of Kentucky county cemetery fund. This administrative regulation establishes the criteria for receipt of grants from the county cemetery fund.

Section 1. Definitions.

- (1) "Department" means the Department for Local Government.
- (2) "Division" means the Division of Local Resources, Department for Local Government.
- (3) "Director" means the Director of the Division of Local Resources, Department for Local Government.
- (4) "Eligible county" means a county which has established a county cemetery board pursuant to KRS 67.680 and this administrative regulation.
- (5) "KCPFB" means the Kentucky Cemetery Preservation Fund Board.

Section 2. County Cemetery Board Appointments. The appointment term of each county cemetery board member shall be four (4) years, except for initial appointment terms. Initial appointment terms shall be as follows: two (2) members appointed to a one (1) year term; two (2) members appointed to two (2) year terms; and one (1) member appointed to a three (3) year term.

Section 3. Kentucky Cemetery Preservation Fund Board.

- (1) The Kentucky Cemetery Preservation Fund Board is hereby created to administer the county cemetery fund. KCPFB members shall be as follows:
 - (a) Commissioner of the department or the commissioner's designee, chairperson;
 - (b) Executive Director of the Kentucky Heritage Council or the executive director's designee;
 - (c) Executive Director of the Kentucky Historical Society or the executive director's designee;
 - (d) Executive Director of the Kentucky Association of Counties or the executive director's designee; and
 - (e) Chairperson of the Kentucky African-American Heritage Commission or the chairperson's designee.
- (2) The KCPFB shall meet at the direction of the chairperson to review eligible projects. The determination of projects to be funded and the project funding amount shall be at the discretion of the KCPFB.

Section 4. Grants. An eligible county may submit a Kentucky Cemetery Preservation Fund Application Form to the Division for review by the KCPFB.

Section 5. Incorporation by Reference. (1) "Kentucky Cemetery Preservation Fund Application Form, 12/02" is incorporated by reference. (2) This material may be inspected, copied, or obtained, subject to applicable copyright law, at the offices of the Department for Local Government, 1024 Capital Center Drive, Suite 340, Frankfort, Kentucky 40601, Monday through Friday, 8 a.m. to 4:30 p.m. (29 Ky.R. 1427; Am 1759; eff. 1-16-03.)